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Attorneys for Defendant HITACHI HIGH TECHNOLOGIES  
AMERICA, INC., a Delaware Corporation

**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

TA CHONG BANK LTD.,

Plaintiff,

v.

HITACHI HIGH TECHNOLOGIES  
AMERICA, INC., a Delaware Corporation; and  
DOES 1-10, inclusive,

Defendants.

Case No: C-08-02452-BZ

**[PROPOSED]ORDER GRANTING  
DEFENDANT HITACHI HIGH  
TECHNOLOGIES AMERICA, INC.'S  
MOTION TO DISMISS PLAINTIFF TA  
CHONG BANK, LTD.'S COMPLAINT  
PURSUANT TO FED. R. CIV. P. RULE  
12(b)(6)**

Judge: The Honorable Bernard Zimmerman  
Dept: Ctrm G, 15<sup>th</sup> Floor

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**[PROPOSED] ORDER**

This matter came for hearing before the Court on Defendant Hitachi High Technologies America, Inc.'s Motion to Dismiss Plaintiff Ta Chong Bank's Complaint.

Upon consideration of the motion and opposition thereto, as well as arguments made at hearing, it is hereby ordered that pursuant to Federal Rules of Civil Procedure, Rule 12(b)(6), Defendant Hitachi High Technologies America, Inc's Motion to Dismiss is GRANTED without leave to amend.

**IT IS SO ORDERED.**

Date: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Bernard Zimmerman  
United States Magistrate Judge